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July 29, 2008

Via Federal Express

Honorable Harold Baer, Jr.
United States District Court
Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, New York 10007

**Re: Jeffrey Morris, Taras Kick, Rebecca Salawdeh and Stacey Antalek.,
Plaintiffs, v. CBS Broadcasting Inc., Planet Toys, Inc., Toys "R" Us, Inc.,
Walgreen Co. and Hammacher Schlemmer Co., Inc., Defendants.
Civil Action No. 08-CV-0592 (HB)**

Dear Judge Baer:

We are the attorneys for Defendants Planet Toys, Inc., CBS Broadcasting Inc., Toys "R" Us, Inc., Walgreen Co. and Hammacher Schlemmer & Co., Inc. in the above-referenced class action (the "Action").

The original complaint ("Complaint") was filed on January 23, 2008, in this Court, and a motion to dismiss that Complaint was filed on March 26, 2008. Thereafter, Plaintiffs filed an amended complaint which essentially consolidated a related lawsuit which was pending in the United States District Court, Central District of California, Western Division, with the Complaint pending in New York. The time for Defendants to respond to the amended complaint was extended until August 4, 2008, in order to enable the parties to arrange a mediation.

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Before the amended complaint was filed, this Court conducted a case management conference on or about April 3, 2008. A copy of the pre-trial scheduling order is enclosed with this letter.

After negotiations and the exchange of Defendants' expert reports, all parties have agreed to a mediation in an effort to amicably resolve all pending claims. Although the parties attempted to arrange the mediation during July 2008, the mediator was unavailable during that time.

A mediation is now scheduled to proceed in New York on September 12, 2008, before Judge Daniel Weinstein.

To facilitate a successful mediation without incurring additional expenses of litigation and discovery, the parties jointly are seeking to extend the deadlines set forth in the Court's pre-trial scheduling order. Accordingly, the parties request that a second case management conference be scheduled to revise the existing case management plan and to extend the existing deadlines.

All parties are hopeful that this action will be resolved through the mediation process. However, if the mediation is unsuccessful, the parties would like an opportunity to conduct discovery and litigate their claims in a meaningful manner with sufficient time allotted for that purpose.

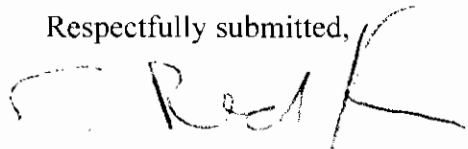
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Based upon the foregoing, all parties request that a new case management conference be scheduled to discuss the issues raised herein.

Respectfully submitted,



S. Reid Kahn

SRK/nd

Enclosure

cc: David Canner, Planet Toys, Inc. CEO
 Naomi Waltman, Esq., CBS Broadcasting Inc.
 Joel Platt, Esq., Hammacher Schlemmer & Co., Inc.
 Nicole L. Robbins, Esq., Walgreen Co.
 Elyse Tish, Esq., Walgreen Co.
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 John J. Stoia, Jr., Esq.
 Randi Gori, Esq.
 B.J. Wade, Esq.

9/13/08 While there is time all
 PT actually ^{is} ~~planned~~ ^{place} ~~place~~ ^{up} ~~up~~ ^{you}
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 signed - but there is no
 problem at least in my
 view of sticking to the schedule
 which you have some 5 months
 to finish in
 February 09 - David
 2008 DE R E D
 Harold Baer Jr.

Endorsement: While there is time, all pretrial activity is to take place within the four corners of the pretrial order you signed. Here there is no problem at least in my view of sticking to the schedule therein. You have some 5 months for discovery and will finish in February 2009. Denied.